IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.38629 of 2008
BINOD SADA ….. PETITIONER.
Versus
THE STATE OF BIHAR ….. OPP. PARTY
For the petitioner : - Sri Ram Sumiran Rai, Advocate
For the O.P. : - Sri D. Mehta, APP
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2. 15.10.2008 Heard Sri Ram Sumiran Rai, Advocate for the petitioner and Sri D. Mehta, Additional Public Prosecutor for the State.

The case has been registered under Section 307 etc. of the IPC and 27 of the Arms Act after about one and half months of the occurrence through a petition of complaint, which was sent to the police station under Section 156(3) of the CrPC. The allegation is that on account of the shot fired by the petitioner the informant lost his right eye.

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The contention is that there is no medical report attached to the complaint petition and even if the petitioner hit the injured as alleged, he could have given the statement in the hospital. The reason for false implication is for putting criminal pressure upon the father of the informant, so as to getting back the land.

Regard being had to the facts and circumstances, let petitioner Binod Sada be released from custody on furnishing a bond of Rs.10,000/- (ten thousand) with two

sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Khagaria in connection with Alauli P.S. Case No. 49 of 2002.

DKS/ **(Dharnidhar Jha, J)**

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